

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION

MONSANTO COMPANY and)
MONSANTO TECHNOLOGY LLC,)

Plaintiffs,)

vs.)

Case No. 4:09-CV-00686-ERW

E.I. DUPONT DE NEMOURS AND)
COMPANY and PIONEER HI-BRED)
INTERNATIONAL, INC.,)

Defendants.)

DEFENDANTS' MOTION FOR LEAVE TO FILE DOCUMENT UNDER SEAL
FOR IN CAMERA REVIEW

E.I. du Pont de Nemours and Company and Pioneer Hi-Bred International, Inc.
(collectively "Defendants") hereby respectfully move the Court for an order allowing Defendants
to file its complete opinion of counsel, under seal, pursuant to E.D. Mo. L. R. 13.05(A). The
basis for this relief is as follows:

1. Defendants, in their Opposition to Monsanto's Self-Styled "Motion to Confirm"
(Doc. 400) informed the Court and Monsanto, at p. 4, that they would ". . . provide the Court
with its opinion of counsel, under seal, for an in camera review, pending the Court's decision on
the Motion to Bifurcate & Stay."

2. Defendants respectfully request that they be permitted to file their opinion of
counsel with exhibits under seal in order for the Court to conduct its in camera review of the
document, while preserving the confidentiality of the information contained therein from
Monsanto and others.

WHEREFORE, Defendants respectfully request that the Court enter an order allowing Defendants to file, under seal, for the Court's in camera review, their opinion of counsel with its exhibits.

Dated: November 1, 2010

Respectfully submitted,

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*Counsel for Defendants E.I. du Pont de Nemours and
Company and Pioneer Hi-Bred International, Inc.*

CERTIFICATE OF SERVICE

I hereby certify that on November 1, 2010, I electronically transmitted the foregoing document to the Clerk of Court using the ECF System for filing and transmittal of a Notice of Electronic Filing to the following ECF registrants:

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